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Attorneys for Defendants
Wells Fargo Advisors, LLC, Wells Fargo Advisors
Financial Network, LLC, Wells Fargo Securities, LLC,
and Wells Fargo & Company

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THEODORE KAGAN, JAMES AVEN,
FRANCES LEVY, ELAINE SOFFA, JOSEPH
SOFFA, and ALBERKRACK FAMILY
LIMITED PARTNERSHIP, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

WACHOVIA SECURITIES, LLC, a North
Carolina limited liability company; WACHOVIA
SECURITIES FINANCIAL NETWORK, LLC, a
North Carolina limited liability company;
WACHOVIA CAPITAL MARKETS, LLC, a
North Carolina limited liability company;
WELLS FARGO ADVISORS, LLC, a Delaware
limited liability company; WELLS FARGO
ADVISORS FINANCIAL NETWORK, LLC, a
Delaware limited liability company; WELLS
FARGO SECURITIES, LLC, a Delaware limited
liability company; WELLS FARGO &
COMPANY, a Delaware corporation and DOES
1 through 10, inclusive,

Defendants.

No. CV 09 5337 SC

**JOINT STIPULATION BETWEEN
PLAINTIFFS AND DEFENDANTS
AND [PROPOSED] ORDER RE:
DATES FOR FILING RESPONSIVE
PLEADING**

Place: Courtroom 1
Judge: Hon. Samuel Conti

A/73480369.1/3003050-0000343638

1 This Stipulation is entered into by and among plaintiffs Theodore Kagan, James
2 Aven, Frances Levy, Elaine Soffa, Joseph Soffa, and Alberkrack Family Limited Partnership
3 (collectively, "Plaintiffs"), on the one hand, and defendants Wells Fargo Advisors, LLC, Wells
4 Fargo Advisors Financial Network, LLC, Wells Fargo Securities, LLC, and Wells Fargo &
5 Company ("Defendants"), on the other hand, with the following facts:

6 A. Plaintiffs filed their First Amended Class Action Complaint in the above-
7 captioned matter (the "Complaint") on or about August 6, 2010;

8 B. Plaintiffs and Defendants have met and conferred in good faith over the claims
9 asserted in the Complaint.

10 **IT IS HEREBY STIPULATED AND AGREED as follows:**

11 1. Defendants' response to the Complaint is currently due Monday, August 23,
12 2010.

13 2. Defendants seek an extension of time to respond to the Complaint, to allow
14 Plaintiffs and Defendants to further discuss the issues presented in the Complaint, and potentially
15 narrow those issues.

16 3. Plaintiffs consent to granting Defendants an extension of time in which
17 Defendants must respond to the Complaint, of fourteen (14) days. Subject to the Court's

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1 approval, Defendants shall file their response to the Complaint on or before September 7, 2010.

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3 DATED: August 23, 2010

Bingham McCutchen LLP

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5 By: Kevin J. Woods

Donald S. Davidson
Michael D. Blanchard
Kevin J. Woods
Attorneys for Defendants

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8 DATED: August 20, 2010

Kabateck Brown Kellner LLP

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10 By: Michael V. Storti

Michael V. Storti
Attorney for Plaintiffs

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14 **IT IS SO ORDERED.**

15 Defendant shall file its response to the Complaint on or before September 7, 2010.

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18 DATED: August 24, 2010

